IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 250 OF 2006

Chandrakant P. Mirani and anr. ... Petitioners

Versus

The Dy. Mun.Commissioner and anr.. Respondents

None for Petitioner.

CORAM: F.I. REBELLO &
ANOOP V. MOHTA,JJ.
DATED: NOVEMBER 21, 2006

P.C.:

. Heard forthwith.

. Really speaking the relief as sought for ought to be the subject matter of the application for execution in the suit. However considering the narrow controversy, we direct the Municipal Corporation to decide the issue in terms of the judgment of the city civil court in L.C. Suit No. 1632 of 1998 decided on 29.11.2004 within four weeks of the copy of this order being served on the authority to whom the powers had been delegated by the Municipal Commissioner. With the above observations, petition disposed of.

(ANOOP V. MOHTA,J.) **(F.I.REBELLO, J.)**